

To: Murphy, Thelma (Hamilton)[murphy.thelma@epa.gov]
Cc: Utting, George[Utting.George@epa.gov]
From: Flannery-Keith, Erin
Sent: Thur 5/11/2017 9:08:30 PM
Subject: FW: state hot issues for Ken Wagner visit

Hi Thelma!

We've been asked to review the CAT entry for the MA/NH MS4 permits again, I understand in anticipation of a visit from Ken Wagner from the new administration. Could you please send George and me what is currently in CAT just so we can all take a look quickly and make sure it's up to date?

Thank you!

Erin

From: Dierker, Carl
Sent: Thursday, May 11, 2017 3:14 PM
To: Stein, Mark <Stein.Mark@epa.gov>; Dain, Gregory <Dain.Greg@epa.gov>; Williams, Ann <Williams.Ann@epa.gov>; Knapp, Michael <Knapp.Michael@epa.gov>; Utting, George <Utting.George@epa.gov>; Flannery-Keith, Erin <Flannery-Keith.Erin@epa.gov>; Bukhari, Samir <Bukhari.Samir@epa.gov>
Cc: Moraff, Kenneth <Moraff.Ken@epa.gov>; LeClair, Jacqueline <Leclair.Jackie@epa.gov>; Haslett, Brenda <Haslett.Brenda@epa.gov>
Subject: RE: state hot issues for Ken Wagner visit
Importance: High

OK, I think I now/finally understand what the drill is: All each of you needs to do is go into the CAT system and make sure the hot issue paper and milestones for your particular case/project are correct and up to date with current litigation status, legal perspective, etc. You may need to coordinate with the OEP folks who are working on your case if you don't think the issue paper looks right from a policy perspective. Then it sounds like someone will pull the revised text from CAT and put it into the briefing book for Wagner. If there's not a current hot issue paper in CAT for your case/project, then either you or your OEP counterpart will need to create one, but hopefully you can negotiate who's responsible depending on whether the litigation/legal issues are dominant or not.

Thanks,

Carl

PS -- Note that they are using the CAT system, so please ignore my previous scurrilous complaint!!!

From: Haslett, Brenda
Sent: Thursday, May 11, 2017 2:07 PM
To: Dierker, Carl <Dierker.Carl@epa.gov>
Cc: Moraff, Kenneth <Moraff.Ken@epa.gov>; LeClair, Jacqueline <Leclair.Jackie@epa.gov>
Subject: RE: state hot issues for Ken Wagner visit

The Hot Topics we included (per state) last fall should fall in line with CAT Hot Topics. My impression was these should already be in CAT, and that they may need further update for the Wagner visit.

If what Ken is asking for is not in CAT, then yes whoever owns the topic will need to get an issue paper into share point. Jackie and I will take care of formatting, etc.

The 2 hot topics you see in share point are the 2 we specifically produced for transition team last fall – and they were the first 2 topics Ken told us he wanted. That’s the only reason they are there – they were already written and could(?) be used for this effort. However, just so you know OSRR does not plan to use the one produced last fall. I just added a new fact sheet for GE, which is the most up to date information we have used for a number of inquiries.

I will add the folks you have highlighted in red, but the programs have to get the info. into share point per Jackie’s instruction for us all to review/react to.

Thanks,

Brenda Haslett, Chief

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From: Dierker, Carl
Sent: Thursday, May 11, 2017 1:46 PM
To: Haslett, Brenda <Haslett.Brenda@epa.gov>
Cc: Moraff, Kenneth <Moraff.Ken@epa.gov>; LeClair, Jacqueline <Leclair.Jackie@epa.gov>
Subject: FW: state hot issues for Ken Wagner visit

Hi Brenda – Looks like both Jackie and Ken are out of the office, at least for today and maybe tomorrow. Any chance you might have access to the hot issue papers that Ken refers to in his message and can provide OneDrive access to the attorneys that I've indicated (see my message to Ken & Jackie, below)? I think they were originally produced as part of the briefing package for the new RA.

Thanks,

Carl

Carl F. Dierker

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From: Dierker, Carl

Sent: Wednesday, May 10, 2017 6:11 PM

To: LeClair, Jacqueline <Leclair.Jackie@epa.gov>; Ken Moraff <Moraff.Ken@epa.gov>

Cc: Stein, Mark <Stein.Mark@epa.gov>; Dain, Gregory <Dain.Greg@epa.gov>; Ann Williams <Williams.Ann@epa.gov>; Knapp, Michael <Knapp.Michael@epa.gov>; Bukhari, Samir <Bukhari.Samir@epa.gov>; Utting, George <Utting.George@epa.gov>; Flannery-Keith, Erin <Flannery-Keith.Erin@epa.gov>

Subject: FW: state hot issues for Ken Wagner visit

Hi Ken (& Jackie, but her email says she's currently out of office) – I tried to get on our "convenient" OneDrive system, but could only find the hot issue papers for LI Sound and GE. ORC needs to review and update several of the write-ups that are in litigation, so could someone please provide access to the persons I've indicated below in red for those issue papers? If I'm able to forward my OneDrive access to them (but I don't think that works), then

you only need to forward access to me and I will forward it on to them.

ORC folks – Please review and update the various hot issue papers you’re involved in. The only two I’ve been able to see are old and the litigation status/proceedings need to be updated. (I know, I know, why aren’t we using the CAT hot issue papers, which we’ve been told to update religiously?!?! As a time saver, you might want to wait for your OEP clients to update these hot topics before you go in to update the litigation status.)

Greg – I don’t know which of the Air hot issues you’ve been involved in, so feel free to review any that you know about.

Thanks,

Carl

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From: Moraff, Kenneth

Sent: Wednesday, May 10, 2017 3:44 PM

To: R1 Executives RESTRICTED <R1_ExecutivesRESTRICTED@epa.gov>

Cc: Gutro, Doug <Gutro.Doug@epa.gov>

Subject: state hot issues for Ken Wagner visit

ODs and deputies –

As you know, we’re developing state one-pagers as part of the briefing materials for Ken Wagner’s visit. Each of the one-pagers includes a list of hot issues – these were developed last year, and some are out of date. Please take a look and update where needed.

I understand that Jackie has given you access to a OneDrive site where these documents are housed – please make your edits on that site. For your convenience, a list of the issues for each state (as they appear in the current one-pagers) is below.

Thanks.

Ken

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Connecticut

Ex. 5 - Deliberative Process

Maine

Ex. 5 - Deliberative Process

Massachusetts

- * Appeal of MS4 general permit [me, George Utting & Erin Flannery-Keith]
- * Legislation proposing state implementation of NPDES program [Samir Bukhari]
- * GE-Housatonic - published \$613 million cleanup plan for the Housatonic River. GE has right to appeal by late November (will impact CT as well)

New Hampshire

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Rhode Island

Ex. 5 - Deliberative Process

Vermont

Ex. 5 - Deliberative Process